

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF EAST KENTUCKY POWER )  
COOPERATIVE, INC. FOR GENERAL ) CASE NO.  
ADJUSTMENT OF ELECTRIC RATES ) 2010-00167

O R D E R

On May 27, 2010, East Kentucky Power Cooperative, Inc. ("EKPC") tendered for filing an application for an adjustment of its electric rates based on a forecasted test period. The application proposed that the new rates become effective on July 1, 2010. By letter dated June 2, 2010, the Commission notified EKPC that its rate application was rejected as deficient because it did not include the information necessary to satisfy the filing requirements contained in 807 KAR 5:001, Section 10(9)(a).

In response to the Commission's rejection letter, EKPC filed, on June 8, 2010, the information cited in the June 2, 2010 letter. The Commission accepted the information and considered the application filed as of June 8, 2010.

Based on the June 8, 2010 filed date and the 30 days' notice requirement set forth in KRS 278.180(1), the earliest possible effective date for EKPC's proposed rates is July 8, 2010. Based on a review of EKPC's application, the Commission finds that an investigation will be necessary to determine the reasonableness of the proposed rates and that the investigation cannot be completed by July 8, 2010. Therefore, pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed rates for six months.

IT IS THEREFORE ORDERED that:

1. EKPC's rate application is accepted for filing on June 8, 2010.
2. EKPC's proposed rates, which are to be effective on July 8, 2010, are suspended for six months, up to and including January 7, 2011.
3. The procedural schedule set forth in the Appendix attached hereto and incorporated herein shall be followed.
4.
  - a. All requests for information and responses thereto shall be appropriately bound, tabbed, and indexed and the original and 10 copies shall be filed with the Commission, with copies to all parties of record. Any request for information by letter from the Commission Staff shall be responded to as if set forth in a Commission Order. All responses shall include the name of the witness who will be responsible for responding to questions related to the information provided.
  - b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.
  - c. A party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

5. Any party filing testimony shall file an original and 10 copies with the Commission, with copies to all parties of record.

6. EKPC shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5). At the time publication is requested, EKPC shall forward a duplicate of the notice and request to the Commission.

7. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

8. Any objections or motions relating to discovery or procedural dates shall be filed upon four business days' notice or the filing party shall explain, in writing, why such notice was not possible.

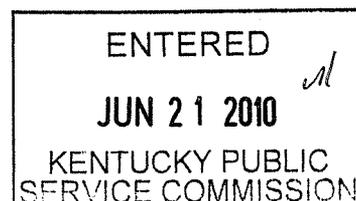
9. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

10. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

By the Commission

ATTEST:

Executive Director



APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2010-00167 DATED JUN 21 2010

- All requests for information to EKPC shall  
be filed no later than ..... 07/08/10
- EKPC shall file responses to requests for  
information no later than ..... 07/22/10
- All supplemental requests for information to EKPC  
shall be filed no later than ..... 08/05/10
- EKPC shall file responses to supplemental requests  
for information no later than ..... 08/19/10
- Intervenor testimony, if any, in verified prepared  
form shall be filed no later than ..... 09/02/10
- All requests for information to Intervenors shall  
be filed no later than ..... 09/17/10
- Intervenors shall file responses to requests for  
information no later than ..... 10/01/10
- EKPC shall file, in verified form, its rebuttal  
testimony no later than ..... 10/15/10
- Last day for EKPC to publish notice of hearing ..... To be scheduled
- Public Hearing to be held in Hearing Room 1  
of the Commission's offices at 211 Sower Boulevard,  
Frankfort, Kentucky, for the purpose of cross-examination  
of witnesses of EKPC and Intervenors ..... To be scheduled
- Simultaneous Briefs, if any ..... To be scheduled

Lawrence W Cook  
Assistant Attorney General  
Office of the Attorney General Utility & Rate  
1024 Capital Center Drive  
Suite 200  
Frankfort, KY 40601-8204

Mark David Goss  
Frost, Brown, Todd, LLC  
250 West Main Street  
Suite 2700  
Lexington, KY 40507

Honorable Michael L Kurtz  
Attorney at Law  
Boehm, Kurtz & Lowry  
36 East Seventh Street  
Suite 1510  
Cincinnati, OH 45202

Ann F Wood  
East Kentucky Power Cooperative, Inc.  
4775 Lexington Road  
P. O. Box 707  
Winchester, KY 40392-0707